IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 9TH APRIL 2007 / 19TH CHAITHRA 1929

Crl.MC.No. 819 of 2007()

CRIME NO.206/05 OF KARUNAGAPPALLY POLICE STATION

PETITIONER: ACCUSED

P.MOHANLAL, S/O.PODIYAN PILLAI @
MADHAVAN PILLAI, LICENCEE BEARING NO.58/02-03
OF TODDY SHOP BEARING NO.T.S 30/2005-06 AT
PUTHIYAKAVU OF KARUNAGAPPALLY EXCISE RANGE,
RESIDING AT LAL BHAVAN, NAMBARUVIKALA,
ALUMKADAVU, KARUNAGAPPALLY.

BY ADV. SRI.P.V.VENUGOPAL
SRI.C.H.JAYAKRISHNAN

RESPONDENTS: RESPONDENTS

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, STATE OF KERALA
REPRESENTING S.I. OF POLICE,
KARUNAGAPPALLY.

BY ADV. SRI.C.C.THOMAS
PUBLIC PROSECUTOR SRI. SU NAZAR

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 09/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

Crl.M.C.No.819 of 2007

Dated this the 9th day of April 2007

O R D E R

The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that in the light of the decision in **State of Kerala and Others v. Unni and another** [2007(1) KLJ (S.C) 97], this prosecution in which the only allegation is that the percentage of Ethyl Alcohol in toddy exceeds the permissible figure cannot be sustained. This Criminal Miscellaneous Case is, in these circumstances, allowed. All proceedings in pursuance of Crime No.206 of 2005 of Karunagappally police against the petitioner is hereby quashed.

(R.BASANT, JUDGE)

jsr

R.BASANT, J

C.R.R.P.No.

ORDER

21ST DAY OF JULY 2006

(R.BASANT, JUDGE)

jsr

R.BASANT, J

C.R.R.P.No.

ORDER

21ST DAY OF JULY 2006